

## **DISCRETIONARY POWER AND ABUSE OF POWER IN THE ACTIVITY OF STATE INSTITUTIONS**

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**ABSTRACT:***The advent of the modern democratic state was the moment when, the relationship between power, of whatever kind, and the individual seen as citizen, was really formed. The modern state, since its beginnings, was formed and developed in a context of terror, of oppression, the terror exercised by the power of the state over the individuals, in the name of establishing fundamental rights and freedoms. Raising the masses to the rank of citizens and taking them into consideration was only made in the historical context of passing from one stage of state organization to another. Many aspects concerning the power-state-citizen relationship have their origin in the historical imbalances of this relationship, the power understood as force and the power understood as consent. There is a strong imbalance in the relationship between power and the subsystems of society, as the stronger the power, the lower the communication with the subsystems of society, the less transparency, the more the gap between the real and declared goals increases.*

**KEYWORDS:** *power; authority; citizen; discretionary power; transparency; organization.*

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